

## **RESOLUTION NO.**

RESOLUTION OF BREVARD COUNTY, FLORIDA  
AUTHORIZING AND DIRECTING EXECUTION AND  
DELIVERY OF THE FIRST AMENDMENT TO INTERLOCAL  
AGREEMENT RELATING TO THE FLORIDA LOCAL  
GOVERNMENT FINANCE COMMISSION; AND PROVIDING  
AN EFFECTIVE DATE.

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF  
BREVARD COUNTY, FLORIDA:**

**SECTION 1. DEFINITIONS.** Unless the context of use clearly indicates another meaning or intent, the following words and terms as used in this Resolution shall have the following meanings:

**"Board"** means the Board of County Commissioners of the County.

**"Chairman" or "Chair"** shall mean the Chairman of the Board or, in his or her absence or unavailability, the Vice-Chairman.

**"Clerk"** shall mean the Clerk of the Circuit Court and Ex-Officio Clerk to the Board and such other person as may be duly authorized to act on her or his behalf.

**"County"** means Brevard County, Florida, a political subdivision validly existing under the laws of the State of Florida.

**"FLGFC"** means the Florida Local Government Finance Commission.

**"Interlocal Agreement"** means that certain Interlocal Agreement, dated as of February 19, 1991, originally among Brevard County, Florida, Collier County, Florida, and Sarasota County, Florida, as amended and supplemented from time to time.

**"Program"** means the Florida Local Government Finance Commission Pooled Commercial Paper Loan Program established pursuant to the Interlocal Agreement.

**"Public Agencies"** shall mean any "public agency" as defined in Part I of Chapter 163, Florida Statutes.

**"Resolution"** means this Resolution, as the same may be amended, modified or supplemented from time to time.

**"State"** means the State of Florida.

**SECTION 2. FINDINGS.** It is hereby found and determined that:

(A) The FLGFC was created by the Interlocal Agreement in order to structure, administer and execute the Program.

(B) The purpose of the FLGFC and the Program is to enable Public Agencies to (a) finance or refinance capital projects and other governmental needs permitted by Florida law at low interest costs and with ease of process and (b) benefit from the economies of scale associated with large scale loan programs such as the Program.

(C) The FLGFC and the Florida Association of Counties, which is the administrator of the Program, have reviewed the current powers of the FLGFC and have determined that it will be beneficial to the State and the Public Agencies located in the State to expand the powers of the FLGFC to establish longer term financing programs for (1) regional projects such as resiliency, and (2) conduit financing. Regional resiliency projects can address sea level rise, stormwater and water pollution issues in a manner which individual Public Agencies cannot do on a singular basis. Conduit financings will assist Public Agencies that do not directly participate in conduit financings with the financing and refinancing of economic development projects and projects that enhance the quality of life within such Public agencies.

(D) This First Amendment to Interlocal Agreement will amend the Interlocal Agreement to allow the FLGFC to finance the projects described above.

**SECTION 3. AUTHORIZATION OF THE FIRST AMENDMENT OT INTERLOCAL AGREEMENT.** The County hereby authorizes and directs the Chair to execute, and the Clerk to attest under seal of the County, the First Amendment to Interlocal Agreement. The First Amendment to Interlocal Agreement shall be in substantially the form attached hereto as Exhibit A, with such changes, amendments, modifications, omissions and additions as may be approved by the Chair. Execution of the First Amendment to Interlocal Agreement by the Chair shall be deemed to be conclusive evidence of approval of such changes, amendments, modifications, omissions and additions.

**SECTION 4. EFFECTIVE DATE.** This resolution shall take effect immediately upon its adoption.

**DONE AND ADOPTED,** in Regular Session of the Board of County Commissioners of Brevard County, Florida, this \_\_\_\_\_ day of May, 2023.

**BOARD OF COUNTY COMMISSIONERS  
BREVARD COUNTY, FLORIDA**

(SEAL)

By: \_\_\_\_\_  
Rita Pritchett, Chair  
(as approved by the Board on May \_\_\_\_, 2023)

ATTEST:

\_\_\_\_\_  
Rachel Sadoff, Clerk

**EXHIBIT A**

**FIRST AMENDMENT TO INTERLOCAL AGREEMENT**